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TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
 filed in the U.S. District Court District of Idaho on the following ☐ Patents or ☒ Trademarks:

DOCKET NO. CV 07-343-S-EJL	DATE FILED 8/8/2007	U.S. DISTRICT COURT District of Idaho
PLAINTIFF The Hamilton Co., Jewelers		DEFENDANT LOA Gems LLC and Leanne Rosko Doty
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 18661	5/31/1928	The Hamilton Co.
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1		
2		
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
See Stipulation of Dismissal and Order of Dismissal (dkt no. 24 and 26)

CLERK CAMERON S. BURKE	(BY) DEPUTY CLERK <i>Jamie Harhart</i>	DATE 9/5/2007
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

THE HAMILTON CO., JEWELERS)

Plaintiff,)

v.)

LOA GEMS LLC and LEANNE ROSKO)
DOTY)

Defendants.)
_____)

Case No.: CV 07-343-S-EJL

**ORDER FOR DISMISSAL
WITH PREJUDICE**

This cause, coming on the parties' STIPULATION FOR ENTRY OF AN ORDER OF DISMISSAL WITH PREJUDICE, the Court being advised, orders the dismissal of this action, with prejudice, with each party to bear its own attorneys' fees and costs.

IT IS SO ORDERED.

DATED: September 4, 2007



Honorable Edward J. Lodge
U. S. District Judge

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Attorneys for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

THE HAMILTON CO., JEWELERS)	Case No.: CV 07-343-S-EJL
)	
Plaintiff,)	STIPULATION FOR ENTRY OF AN
)	ORDER OF DISMISSAL WITH
v.)	PREJUDICE
)	
LOA GEMS LLC and LEANNE ROSKO)	
DOTY)	
)	
Defendants.)	
_____)	

Pursuant to Rule 41 of the Federal Rules of Civil Procedure, Plaintiff and Defendants hereby give notice that they have settled this dispute and agree to the voluntary dismissal of this action, with prejudice, with each party to bear its own attorneys' fees and costs.

DATED this 30th day of August 2007.

Respectfully submitted,

/s/Ken J. Pedersen
Ken J. Pedersen
Attorney for Defendants

/s/Gerard Bilotto
Gerard Bilotto
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I, Ken J. Pedersen, counsel for LOA GEMS LLC and LEANNE ROSKO DOTY, Defendants herein, hereby certify that on this date a true and correct copy of the within **STIPULATION FOR ENTRY OF AN ORDER OF DISMISSAL WITH PREJUDICE** was sent by electronic notice via the CM/ECF system to:

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FOX ROTHSCHILD, LLP

Attorneys for Plaintiff

Date: August 30, 2007

/s/Ken J. Pedersen
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PEDERSEN & COMPANY, PLLC

Attorney for LOA GEMS LLC and LEANNE ROSKO DOTY

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Attorneys for Plaintiff

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

THE HAMILTON CO., JEWELERS)	Case No.: CV 07-343-S-EJL
)	
Plaintiff,)	STIPULATION FOR ENTRY OF A
)	PERMANENT INJUNCTION
v.)	
)	
LOA GEMS LLC and LEANNE ROSKO)	
DOTY)	
)	
Defendants.)	
_____)	

Now come the parties, they being in agreement, and they stipulate to entry of a permanent injunction for Defendants, their agents, servants, employees, representatives, related companies, successors, assigns, and all others in active concert or participation with them to:

I. Immediately begin, and continue, best immediate efforts until completion within thirty (30) days to change their name from HAMILTON JEWELERS OF SUN VALLEY to a tradename that is not likely to cause confusion among consumers and does not have the terms "HAMILTON," "THE HAMILTON CO.," or "HAMILTON JEWELERS," a

similar sounding term, a term with similar appearance, a term with similar connotation, or a term with similar commercial impression within the tradename;

2. Immediately remove and destroy any and all internal or external store signs or neighborhood signs or neighborhood advertisements referring to "Hamilton Jewelers of Sun Valley" or "Hamilton Jewelers" or "The Hamilton Co." or any terms or expression involving the word "Hamilton", except the two feet by ten feet antiqued metal sign above the awning above the single front door of Defendants' store shall be removed as soon as possible, but in any event within thirty (30) days;

3. Not to refer to themselves or display any store signs or advertisement or advertise in any media, including internet based advertisements, as "**formerly**" (or similar expression) the "Hamilton Jewelers of Sun Valley" or "Hamilton Jewelers" or any other terms or expression that is confusingly similar to the "Hamilton Jewelers" or any other expression that may cause confusion in the minds of the public as to the Defendants' present or former association, affiliation, sponsorship, promotion, authorization, endorsement, or license by The Hamilton Co.;

4. Notify Plaintiff's counsel of the name change and to provide proof thereof within five (5) days of the name change;

5. Not to use, including in advertising, selling, or promoting goods and services, or register any trademark, trade name or domain name that infringes upon Plaintiff's trademarks or is likely to cause confusion with Plaintiff's trademarks, including "HAMILTON," "THE HAMILTON CO.," or "HAMILTON JEWELERS," similar sounding terms, terms with similar appearance, terms with similar connotation, or terms with similar commercial impression;

6. Not to use the terms "HAMILTON," "THE HAMILTON CO.," or "HAMILTON JEWELERS," in any trademark, domain name, URL, web page title, hyperlink, or sponsor ad title;
7. Not to use the terms "HAMILTON," "THE HAMILTON CO.," or "HAMILTON JEWELERS," in the metatags of any website they create in association with their business;
8. Immediately discontinue use and destroy or deliver up any of their existing inventory of bags, labels, stickers, wrapping, boxes, etc., which contain the terms "HAMILTON," "THE HAMILTON CO.," or "HAMILTON JEWELERS," and deliver up for destruction all plates, molds, materials, and other means of making the same, if any, in the possession or control of Defendants,
9. Not to do any other acts or things calculated or likely to cause confusion or mistake in the mind of the public, or to lead consumers into the belief that products or services sold, offered for sale, or distributed by Defendants are authorized, sponsored, licensed, endorsed, promoted, or condoned by The Hamilton Co., or are otherwise affiliated with or connected to The Hamilton Co.;
10. Not to do any other acts or things calculated or likely to cause confusion or mistake in the minds of the public, or to lead consumers into the belief that products or services sold, offered for sale, or distributed by Defendants were ever authorized, sponsored, licensed, endorsed, promoted, or condoned by The Hamilton Co., or were otherwise affiliated with or connected to The Hamilton Co.;
11. Not to dilute, tarnish, or blur in any way, The Hamilton Co.'s Trademark or represent by any means whatsoever, directly or indirectly, that any products or services

offered or provided by Defendants are offered, provided by, or approved by The Hamilton Co., or otherwise take any action likely to cause confusion, mistake, or deception on the part of consumers as to the origin or sponsorship of such products and services; and,

12. Serve on Plaintiff within thirty (30) days after service on Defendants of the requested permanent injunction order, a report in writing, under oath, setting forth in detail the manner and form in which Defendants have complied with the injunction.

A proposed Order is filed herewith.

DATED this 30th day of August, 2007.

Respectfully submitted,

/s/Ken J. Pedersen
Ken J. Pedersen
Attorney for Defendants

/s/Gerard Bilotto
Gerard Bilotto
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I, Ken J. Pedersen, counsel for LOA GEMS LLC and LEANNE ROSKO DOTY, Defendants herein, hereby certify that on this date a true and correct copy of the within **STIPULATION FOR ENTRY OF A PRELIMINARY INJUNCTION** was sent by electronic notice via the CM/ECF system to:

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Elizabeth H. Schierman
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Attorneys for Plaintiff

Date: August 30, 2007

/s/Ken J. Pedersen
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PEDERSEN & COMPANY, PLLC

Attorney for LOA GEMS LLC and LEANNE ROSKO DOTY